Case 09-10352-mkn Doc 68 Entered 10/20/09 14:30:58 Page 1 of 3 1 2 3 **Entered on Docket** October 20, 2009 Hon. Mike K. Nakagawa 4 **United States Bankruptcy Judge** 5 6 7 WILDE & ASSOCIATES Lodge 8 Gregory L. Wilde, Esq. Nevada Bar No. 004417 208 South Jones Boulevard 10 Las Vegas, Nevada 89107 Telephone: 702 258-8200 11 Fax: 702 258-8787 12 Litton Loan Servicing 09-71786 / 100907245 13 14 UNITED STATES BANKRUPTCY COURT 15 DISTRICT OF NEVADA 16 17 In Re: BK-S-09-10352-mkn 18 Louise Coleman MS Motion No. Date: 6/24/09 19 Time: 9:30 a.m. 20 Chapter 11 21 Debtors. 22 23 ORDER RE ADEQUATE PROTECTION 24 Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the 25 above-entitled Court, all appearances as noted on court record, and based upon all the papers and 26 pleadings on file herein and good cause appearing therefor,

 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtor will cure the post-petition arrearages currently due as follows:

12 Monthly Payments at \$1,216.01	\$ 14,592.12
(March 1, 2008-February 1, 2009)	
4 Monthly Payment at \$1,213.60	\$ 4,854.40
(March 1, 2009 – June 1, 2009)	3,30
Total Arrearages	\$ 19,446.52
5	Ψ 17,110.72

The above arrearages shall be paid in six (6) monthly installments of \$3,391.09. These payments shall be in addition to the regular monthly payment and shall be due on or before the 20th day of the month commencing with the July 20 ,2009 payment and continuing throughout and concluding on or before December 20, 2009.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the fees and costs for a total of \$900.00 shall be paid on January 20, 2010 by paying ½ of total fees, in the amount of \$450 and the remaining \$450 shall be paid on February 20, 2010.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor shall give Debtors and Trustee at least five business days' notice of the time, place and date of sale.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtor shall resume and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan, beginning with the July 1, 2009 payment, on Secured Creditor's Trust obligation, encumbering the subject Property, generally described as 2138 Cary Grant Court, Las Vegas, NV 89142, and legally described as follows:

## PARCEL ONE:

LOT 97 IN BLOCK 3 OF COTTONWOOD AT SUNRISE MOUNTAIN PHASE II, AS SHOWN BYMAP THEREOF ON FILE IN BOOK 94 OF PLATS, PAGE 85 IN THE OFFICE OF THE COUNTYRECORDER OF CLARK COUNTY, NEVADA. PARCEL TWO:

A NON-EXCLUSIVE EASEMENT FOR INGRESS AND EGRESS AND THE USE OF THE COMMONELEMENTS AND PRIVATE DRIVES OF THE ABOVE REFERENCED MAP.

IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of Condition. For each

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such Declaration Re Breach of Condition filed, there shall be assessed an attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable State Law, and take any action necessary to obtain complete possession thereof.

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8 Submitted by:

WILDE & ASSOCIATES

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GREGORY L. WILDE, ESQ. Attorneys for Secured Creditor

Attorneys for Secured Creditor 208 South Jones Boulevard Las Vegas, Nevada 89107

APPROVED AS TO FORM & CONTENT:

U.S. Trustee - LV - 11

By\_\_\_\_N/A

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